

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

)	
)	
FEDERAL INSURANCE COMPANY,)	
)	
Plaintiff,)	
)	Civ. Action No. 09-CV-7863-NRB
v.)	
)	
SAFENET, INC.; et al.,)	
)	
Defendants.)	
)	

**DEFENDANT CAPUTO'S REPLY IN SUPPORT OF HIS CROSS-MOTION FOR
SUMMARY JUDGMENT; REPLY TO PLAINTIFF FEDERAL'S RESPONSE TO
DEFENDANT'S STATEMENT OF MATERIAL FACT; and OPPOSITION TO
PLAINTIFF'S EVIDENTIARY OBJECTIONS TO THE AFFIDAVIT OF KEVIN HICKS**

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DEFENDANT CAPUTO'S REPLY IN SUPPORT OF HER CROSS-MOTION FOR SUMMARY JUDGMENT; REPLY TO PLAINTIFF FEDERAL'S RESPONSE TO DEFENDANT'S STATEMENT OF MATERIAL FACT; and OPPOSITION TO PLAINTIFF'S EVIDENTIARY OBJECTIONS TO THE AFFIDAVIT OF KEVIN HICKS

For the convenience of the Court, Defendant Caputo adopts the arguments set forth in Defendant SafeNet, Inc.'s Reply in support of its Cross-Motion for Summary Judgment against Plaintiff, Federal Insurance Company ("Federal"). For the reasons stated therein, and for the reasons stated in Defendants' opening briefs, Mr. Caputo urges that the Court grant Defendants' Cross Motions.

Mr. Caputo also adopts Defendant SafeNet's Reply to Plaintiff Federal's Response to Defendant SafeNet's Statement of Material Facts pursuant to Civil Local Rule 56.1 in support of its Cross-Motion for Summary Judgment against Plaintiff Federal, and Defendant SafeNet's Opposition to Plaintiff's Evidentiary Objections to the Affidavit of Kevin Hicks.

Dated: April 5, 2011

ARNOLD & PORTER, LLP

/s/ John A. Freedman
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CERTIFICATE OF SERVICE

I certify that on this 5th day of April 2011, I caused the foregoing **DEFENDANT CAPUTO'S REPLY IN SUPPORT OF HIS CROSS-MOTION FOR SUMMARY JUDGMENT REPLY TO PLAINTIFF FEDERAL'S RESPONSE TO DEFENDANT'S STATEMENT OF MATERIAL FACT; and OPPOSITION TO PLAINTIFF'S EVIDENTIARY OBJECTIONS TO THE AFFIDAVIT OF KEVIN HICKS** to be filed electronically. I understand that notice of this filing will be sent to all parties by operation of the Court's electronic filing system.

Dated: April 5, 2011

ARNOLD & PORTER, LLP

/s/ John A. Freedman

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